AO 440 (Rev. 03/08) Civil Summons

UNITED STATES DISTRICT COURT

ADR

for the

Northern Distr	ict of California
CARLOS H. PEREZ	- <i>MG</i>
Plaintiff	<u> </u>
v. GMAC MORTGAGE USA CORPORATION, et al.	C'08 No. 01972 HRL
Defendant	

Summons in a Civil Action

To: JAMES JOHN CHAPMAN
(Defendant's name)

A lawsuit has been filed against you.

Within 20 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, whose name and address are:

Fred W. Schwinn Consumer Law Center, Inc. 12 South First Street, Suite 1014 San Jose, California 95113-2418

If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

APR 1 5 2008

Richard W. Wieking

Name of clerk of court

Deputy clerk's signature Tiffany Salihas-Harwell

(Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States allowed 60 days by Rule 12(a)(3).)

ATTORNEY OR PARTY WITH TO PASSE FOR THE PARTY WITH TO PASSE FOR THE PARTY WITH TH	₩ % 972-JW Docun	nent 26 Filed 99 (408) 294	≠0 ₹/2008 -6100	Page @RofstonLY
12 S 1ST ST STE 1014				
SAN JOSE, CA 95113-2403		Ref No. or File No.		
ATTORNEY FOR (Name): Plaintiff	· · · · · · · · · · · · · · · · · · ·		none	
Insert name of court, judicial district or branch court, if any:				
United States District Court				
280 S. First St. #2112				
San Jose, CA 95113-3008				
PLAINTIFF:				
Perez, et al.				
DEFENDANT:		•		
GMAC Mortgage USA Corp., e	et al.			
	DATE:	TIME:	DEPT/DIV:	CASE NUMBER:
PROOF OF SERVICE	8/5/2008	1:30 PM	2	C08-01972-HRL
1. At the time of service I was a citiz	en of the United States, over	18 years of age and not	a party to th	is action, and I served copies of:
Summons in a Civil Action, First Amended Complaint, Order Setting Initial Case Management Conference, Notice of Assignment to Magistrate & Forms Packet, ADR Instructions & Forms Packet, ECF Registration Information Handout, ADR Handbook				
2. Party Served:	James John Chapman, indi	vidually and in his offici	ial capacity	

3. Person Served:

party in item 2

a. Left with:

Mary Allen, Office Manager (W,F,50,BrH)- Person in Charge of Office

4. Date & Time of Delivery:

4/29/2008

4:05 PM

5. Address, City and State:

900 Mission Avenue San Rafael, CA 94901

6. Manner of Service:

By leaving the copies with or in the presence of Mary Allen, Office Manager (W,F.50.BrH), (business) a person at least 18 years of age apparently in charge of the office or usual place of business of the person served. I informed him/her of the general nature of the papers. I caused the copies to be mailed (if applicable). A declaration of mailing is attached.

125.00

Registered California process server.

County: MARIN Registration No.: 186

James Ruiz One Legal - 194-Marin 504 Redwood Blvd #223 Novato, CA 94947 415-491-0606

I declare under penalty of perjury under the laws of the United States of America and the State of California that the foregoing is true and correct and that this declaration was executed on 4/30/2008 at Oakland, California.

Signature:

James Ruiz

Fred W Schwinn, 225575 CONSUMER LAW CENTER 12 S 1ST ST STE 1014	₩-®#972-JW	Docume	ent 26	Filed 05/ (408) 294		Pagreogr Herpury
SAN JOSE, CA 95113-2403		[;	Ref. No. or File No.			
ATTORNEY FOR (Name): Plaintiff					none	
Insert name of court, judicial district or branch court, if any.						
United States District Court 280 S. First St. #2112 San Jose, CA 95113-3008						
PLAINTIFF:					I	
Perez. et al.						
DEFENDANT:			***	•		
GMAC Mortgage USA Corp., 6	et _, al.					
	DATE:		TIME		DEPT/DIV:	CASE NUMBER:
PROOF OF SERVICE BY MAIL	8/5	/2008		1:30 PM	2	C08-01972-HRL
I am a citizen of the United States, over	er the age of 18 and	i not a party t	o the within	action. My b	usiness add	ress is 504 Redwood Blvd #223.

I am a citizen of the United States, over the age of 18 and not a party to the within action. My business address is 504 Redwood Blvd #223, Novato. CA 94947.

On 4/30/2008, after substituted service under section CCP 415.20(a) or 415.20(b) or FRCIV.P 4(d)(1) was made (if applicable), I mailed copies of the

Summons in a Civil Action, First Amended Complaint, Order Setting Initial Case Management Conference, Notice of Assignment to Magistrate & Forms Packet, ADR Instructions & Forms Packet, ECF Registration Information Handout, ADR Handbook

to the defendant in said action by placing a true copy thereof enclosed in a sealed envelope, with First Class postage thereon fully prepaid, in the United States Mail at Oakland, California, addressed as follows:

James John Chapman, individually and in his official capacity 900 Mission Avenue
San Rafael, CA 94901

I am readily familiar with the firm's practice for collection and processing of documents for mailing. Under that practice, it would be deposited within the United States Postal Service, on that same day, with postage thereon fully prepaid, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one (1) day after date of deposit for mailing in affidavit.

125.00

Lee Major James Ruiz One Legal - 194-Marin 504 Redwood Blvd #223 Novato, CA 94947 I declare under penalty of perjury under the laws of the United States of America and the State of California that the foregoing is true and correct and that this declaration was executed on 4/30/2008 at Oakland, California.

Lee Major

Case 5:08-cv-01972-JW Document 26 Filed 05/07/2008 Page 4 of 4 ONE LEGAL LLC



CONFIRMATION For Service of Process

ONE LEGAL CONFIRMATION FOR ORDER NO:

6661302

Date: 4/30/2008

Customer CONSUMER LAW CENTER

Customer No. 0055054

Address

12 S 1ST ST STE 1014 SAN JOSE, CA 95113-2403 Attorney Fred W Schwinn

Attorney e-mail fred.schwinn@sjconsumerlaw.com

Contact Fred W Schwinn

Contact e-mail fred.schwinn@sjconsumerlaw.com

Contact Phone (408) 294-6100 Ext 111

Contact Fax (408) 294-6190

Law Firm File Number none

Case Information:

Case Number C08-01972-HRL County SANTA CLARA

Court Northern District of California

Case Short Title Perez, et al. vs. GMAC Mortgage USA Corp., et al.

Documents Received:

No. Does:

7 No. Pgs: 280

Summons in a Civil Action, First Amended Complaint, Order Setting Initial Case Management Conference, Notice of Assignment to Magistrate & Forms Packet. ADR Instructions & Forms Packet, ECF Registration Information Handout, ADR Handbook

Party to Serve: James John Chapman, individually Service address: 900 Mission Avenue and in his official capacity

San Rafael, CA 94901

This is a Confirmation Only. Not an Invoice!

Notes:	Services:	Summary of Charges:
Service Status: Served	Remote Area Additional Entities Declaration of Diligence Copies	30.00 15.00 10.00 70.00
	Check No.	Total: 125,00

Attached is your proof of service that is ready for filing in accordance with CRC2005. If you have any questions, you encounter any problems filing this document or would like One Legal to file the proof of service for you, please contact:

SOP Northern Branch, Ph: 510-835-3100, Fx: 510-873-0984

Thank you for choosing One Legal for your process serving needs.